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November 13, 2001

By E-Mail

Gloria Blue, Executive Secretary
Trade Policy Staff Committee
Office of the U.S. Trade Representative
600 17th Street, N.W.
Washington, D.C. 20508

PUBLIC DOCUMENT

Re: Steel, Investigation No. TA-201-73; Exclusion Requests

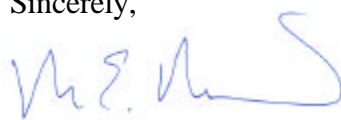
Dear Ms. Blue:

Pursuant to the notice of request for comments published at 66 Fed. Reg. 54321 (Oct. 26, 2001), we hereby submit the enclosed exclusion requests for the following products on behalf of Hoesch Hohenlimburg GmbH and German Special Profiles Inc.:

1. Carbon Steel Special Profiles
2. Hot-Extruded Stainless Steel Profiles

If you have any questions, please do not hesitate to contact us by telephone or by e-mail at montalbine@dhlaw.de.

Sincerely,



J. Kevin Horgan
Donald E. deKieffer
Marc E. Montalbine

Attachments

Request To Exclude Products From Import Relief Under Section 203

Steel, Inv. No. TA-201-73

Carbon Steel Special Profiles

This exclusion request is being submitted on behalf of Hoesch Hohenlimburg GmbH and its U.S. affiliate German Special Profiles Inc.

(a) The designation of the product under a recognized standard or certification (e.g., ASTM, DIN), or the commercial name for the product and the HTS number under which the product enters the United States;

Carbon steel special profiles. This product is normally imported under HTS Nos. 7216.10.0050, 7216.50.0000 and 7216.61.0000.

(b) A description of the product based on physical characteristics (e.g., chemical composition, metallurgical properties, dimensions, surface quality) so as to distinguish the product from products for which exclusion is not sought;

Profiles (various shapes with differing cross-sections) of iron or nonalloy steel made to specific customer blueprints for use in the materials handling and automotive industries.

(c) The basis for requesting an exclusion;

Hoesch Hohenlimburg makes certain proprietary carbon steel special profiles for its customers. For these carbon steel special profiles, the customer has invested significant sums in custom tooling, and this tooling is not transferable to other facilities. If import restrictions were imposed on these products, the customer would face significant economic injury through the loss of its investment in tooling and would face an indefinite interruption in supply as alternative sources are searched for and new tooling is developed.

(d) The names and locations of any producers, in the United States and foreign countries, of the product;

Because these special profiles are proprietary, Hoesch Hohenlimburg is the only manufacturer that can produce them.

(e) Total U.S. consumption of the product, if any, by quantity and value for each year from 1996 to 2000, and projected annual consumption for each year from 2001 to 2005, with an explanation of the basis for the projection;

A table listing Hoesch Hohenlimburg's U.S. shipments of carbon steel special profiles for the years 1996 to 2000 is attached as **Appendix 1**. This table also contains projected shipments for 2001 to 2005.

(f) Total U.S. production of the product for each year from 1996 to 2000, if any; and

There is no U.S. production of these exact products.

(g) The identity of any U.S.-produced substitute for the product, total U.S. production of the substitute for each year from 1996 to 2000, and the names of any U.S. producers of the substitute.

There are no good substitutes for the carbon steel special profiles produced by Hoesch Hohenlimburg. There is only one U.S. producer that manufactures special profiles (*i.e.*, Steel Works of West Virginia in Hunington, West Virginia) and it does not have sufficient capacities or technical capability to make all of the special profiles currently produced by Hoesch Hohenlimburg. Moreover, as discussed in response to question (c) above, there is also significant cost and delay in producing new tooling upon a change in production facility.

For any questions regarding this request, please contact:

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**U.S. Shipments by Hoesch Hohenlimburg GmbH
Carbon Steel Special Profiles**

	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005
Quantity (short tons)	12,000	12,000	15,000	16,000	14,000	8,000	9,000	12,000	15,000	18,000
Value (U.S. dollars)	9,600,000	9,600,000	12,000,000	12,800,000	11,200,000	6,400,000	7,200,000	9,600,000	12,000,000	14,400,000

Projections are based upon market estimates. Values are based upon an average price of \$800/short ton.

Request To Exclude Products From Import Relief Under Section 203

Steel, Inv. No. TA-201-73

Hot-Extruded Stainless Steel Profiles

(a) The designation of the product under a recognized standard or certification (e.g., ASTM, DIN), or the commercial name for the product and the HTS number under which the product enters the United States;

Hot-extruded stainless steel profiles. This product is normally imported under HTS No. 7222.40.3045.

(b) A description of the product based on physical characteristics (e.g., chemical composition, metallurgical properties, dimensions, surface quality) so as to distinguish the product from products for which exclusion is not sought;

Hot-extruded stainless steel profiles (shaped U, H, L and T) produced in small lots, unsuitable for commercial production at hot-rolling mills.

(c) The basis for requesting an exclusion;

There is insufficient production of hot-extruded stainless steel profiles in the United States to meet domestic demand. U.S. producers are entirely unable to manufacture hot-extruded stainless steel profiles that have one dimension of more than 6.5 inches.

(d) The names and locations of any producers, in the United States and foreign countries, of the product;

*See attached **Appendix 1.***

(e) Total U.S. consumption of the product, if any, by quantity and value for each year from 1996 to 2000, and projected annual consumption for each year from 2001 to 2005, with an explanation of the basis for the projection;

*See attached **Appendix 2.***

(f) Total U.S. production of the product for each year from 1996 to 2000, if any; and

*See attached **Appendix 2.***

(g) The identity of any U.S.-produced substitute for the product, total U.S. production of the substitute for each year from 1996 to 2000, and the names of any U.S. producers of the substitute.

While hot-rolled stainless steel profiles can theoretically be a substitute for hot-extruded stainless steel profiles, hot-rolling of larger shapes is technically very difficult because of the rolling temperatures involved and the small production quantities.

(h) Parties supporting request.

A list of the parties supporting this request is attached as **Appendix 3.**

(i) Contact person.

For any questions regarding this request, please contact:

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U.S. & Foreign Producers

U.S. Producers:

American Extruded Products (Amerex)
Beaver Falls, PA
USA

Plymouth Tube Company
Hopkinsville, KY
USA

Allegheny Technologies, Inc. (Altech)
Pittsburgh, PA
USA

Foreign Producers:

Cefival
France

Osborne Steel Extrusions
United Kingdom

Hoesch Hohenlimburg GmbH
Germany

Siderval
Italy

U.S. Consumption & Production Hot-Extruded Stainless Steel Profiles

Item	Quantity (in short tons)									
	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005
U.S. Consumption	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000	5,000
U.S. Production	3,250	3,250	3,250	3,250	3,250					

Item	Value (U.S. dollars)									
	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005
U.S. Consumption	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000	22,500,000

U.S. consumption and production quantities are based upon market estimates. U.S. consumption values are based on a price of \$4,500 per short ton.

Parties Supporting Exclusion Request

German Special Profiles Inc.

5433 Goshen Springs Road
Norcross, GA 30093
USA

Hoesch Hohenlimburg GmbH

Eisenindustriestrasse 1
D-58239 Schwerte
Germany